

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

MARY BURKE,)	CASE NO. IPC-E-02-11
)	
Complainant,)	
)	
vs.)	
)	
IDAHO POWER COMPANY,)	ORDER NO. 29223
)	
Respondent.)	

On August 26, 2002, Mary Burke filed a formal complaint against Idaho Power Company regarding her bill for electric utility service obtained from the Company. On January 30, 2002, Idaho Power notified the Commission by letter that it was no longer seeking collection of the disputed bill.

BACKGROUND

Mary Burke alleged that Idaho Power improperly billed her for electric service at a residence from January 10 until March 25, 2002 that she did not reside at during that time. Idaho Power contended that the bill for this period was \$323.31, with additional late fees. Ms. Burke disagreed.

On January 30, 2003, Idaho Power's counsel filed a letter with the Commission notifying it that Randy E. Burke, Mary Burke's husband, had filed a bankruptcy petition on November 12, 2002 and pending the outcome of that case the Company would not seek collection of the amount in dispute with Ms. Burke for the time period between January 10 until March 25, 2002. Mary and Randy Burke have a joint residential account with Idaho Power.

STAFF RECOMMENDATION

Based on Idaho Power's representation Staff recommended that the Commission dismiss Mary Burke's Complaint without prejudice. Staff also contacted Mary Burke regarding Idaho Power's decision to abandon collection of the bill incurred between the above dates. Ms. Burke represented to the Staff that she had no objection to the dismissal of her complaint without prejudice.

COMMISSION DECISION

Based on Idaho Power's representation, Staff's recommendation and Ms. Burke's consent the Commission shall dismiss her complaint regarding the disputed bill for electric service she was alleged to have received between January 10 until March 25, 2002, without prejudice.

ORDER

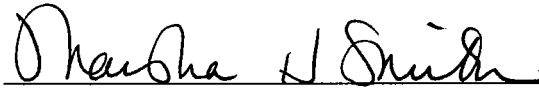
IT IS HEREBY ORDERED that Mary Burke's Complaint is dismissed without prejudice.

THIS IS A FINAL ORDER. Any person interested in this Order (or in issues finally decided by this Order) or in interlocutory Orders previously issued in this Case No. IPC-02-11 may petition for reconsideration within twenty-one (21) days of the service date of this Order with regard to any matter decided in this Order or in interlocutory Orders previously issued in this case. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. *See Idaho Code §§ 61-626 and 62-619.*

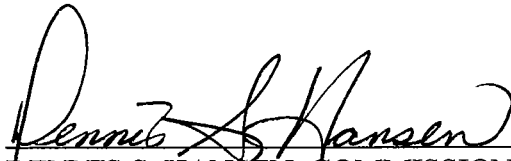
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 17th day of April 2003.



PAUL KJELLANDER, PRESIDENT

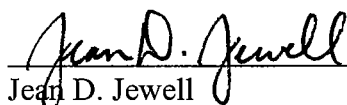


MARSHA H. SMITH, COMMISSIONER



DENNIS S. HANSEN, COMMISSIONER

ATTEST:



Jean D. Jewell
Commission Secretary

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